

CLERK'S OFFICE U.S. DIST. COURT  
AT ABINGDON, VA  
FILED

JOHN F. CORCORAN, CLERK  
BY: *[Signature]*  
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Based upon the court's de novo review of those portions of the magistrate judge's

**ORDERED** as follows:

1. The defendant's objections are overruled;
2. The magistrate judge's report and recommendations are accepted;
3. The decision by the Commissioner of Social Security ("Commissioner")

denying benefits is **vacated**;

4. The case is **remanded** to the Commissioner pursuant to the fourth sentence of 42 U.S.C. § 405(g) for further consideration to determine the severity of the plaintiff's hypertension during the time period from November 17, 2000, through May 27, 2004; and

5. The clerk is directed to close the case.

ENTER: May 18, 2006

  
Chief United States District Judge